

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Pedro Harold Han Hermkens

Application No.: 10/510,275

Filed: March 11, 2005

For: Non-Steroidal Progesterone Receptor Modulators

Group Art Unit: 1624

Examiner: Brenda Libby Coleman

Confirmation No. 1568

Date: January 21, 2010

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

(a) Pursuant to the duty of disclosure under 37 C.F.R. §1.56, it is requested that the documents listed on the accompanying Forms PTO/SB/08a and 08b be considered and made record in the above-identified patent application. Other than cited U.S. patents and published patent applications, copies of these documents ☒ are enclosed ☐ were filed in related U.S. Application No(s) _____ filed _____, respectively. Since the Examiner is believed to have ready access to the cited U.S. patents and published patent applications, copies of these documents are not herewith transmitted, but will be provided upon request.

References AC and AM are included.

The Examiner's attention is directed to related cases, US application No. 11/861,427 filed September 26, 2007, and U.S. application No. 12/115,983 filed May 6, 2008, and the references cited in the cases.

(b) No fee is believed due because:

- ☐ This Information Disclosure Statement is being submitted concurrently with the filing of the above-identified application; **or**
- ☐ This Information Disclosure Statement is being submitted within three (3) months of the filing date of the above-identified application, **or**
- ☒ This Information Disclosure Statement is being submitted concurrently with a Request for Continued Examination (RCE), **or**
- ☐ This Information Disclosure Statement is being submitted prior to the mailing of a first Office Action on the merits.

(c) ☐ This Information Disclosure Statement is being submitted before the mailing date of any final action, notice of allowance or an action that otherwise closes prosecution; and

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; **or**
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of

the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement;
or

☐ The Commissioner is hereby authorized to charge the requisite fee listed on the attached Fee Transmittal Sheet.

(d) ☐ This Information Disclosure Statement is being submitted on or before the payment of the issue fee; and

☐ Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement;
or

☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement;
and

☐ The Commissioner is hereby authorized to charge the requisite fee.

☒ The Commissioner is hereby authorized to charge any fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 50-4205.

The submission of these documents is not to be presumed as an admission that these documents are prior art. The documents are being furnished solely for their possible utility in the examination of the present case.

Date: January 21, 2010

Respectfully submitted,

Organon International Inc.
Patent Department
c/o Schering-Plough Corporation
2000 Galloping Hill Road
Kenilworth, New Jersey 07033-0530
K-6-1; MS 1990
Tel: (908) 298-2161
Fax: (908)-298-5388

By Susan Hess
Susan Hess
Registration No.: 37,350
Attorney For Applicant(s)